

**FILED**

**BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

**AUG 23 2011**

**SECRETARY, BOARD OF  
OIL, GAS & MINING**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF BERRY PETROLEUM COMPANY FOR AN ORDER TO FORCE POOL THE INTERESTS OF ALL OWNERS REFUSING OR FAILING TO BEAR THEIR PROPORTIONATE SHARE OF THE OF THE COSTS OF DRILLING AND PRODUCING OPERATIONS LOCATED IN THE SW $\frac{1}{4}$ SE $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$  AND THE S $\frac{1}{2}$ SW $\frac{1}{4}$  OF SECTION 10, TOWNSHIP 5 SOUTH, RANGE 4 WEST, USM, DUCHESNE COUNTY, UTAH

**MOTION FOR CONTINUANCE**

**Docket No. 2011-011**


**Cause No. 272-02**

BERRY PETROLEUM COMPANY by and through its attorneys, Holland & Hart, LLP, pursuant to Utah Admin. Code R641-105-300, hereby request the Utah Board of Oil, Gas and Mining (the "Board") for an order granting a continuance of the above referenced matter until the September 29, 2011 hearing.

As permitted in the Minute Entry dated July 18, 2011, Berry Petroleum Company is requesting this continuance "so that the Board's order can be made final as to all four drilling units in a single hearing...." For this reason, Berry Petroleum Company requests that this Motion for Continuance be granted.

Respectfully submitted this 23<sup>rd</sup> day of August, 2011.

**BERRY PETROLEUM COMPANY**

By   
Mark L. Burghardt  
222 South Main Street, Suite 2200  
Salt Lake City, UT 84101  
Telephone: (801) 799-5800  
Attorneys for Petitioner, Berry Petroleum  
Company

**Petitioner's Address:**

Berry Petroleum Company  
1999 Broadway Street, Suite 3700  
Denver, CO 80202  
Telephone (303) 999-4400  
Attn: Jerry L. Gonzalez, Landman

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